

**BOARD OF NURSING  
MEETING MINUTES  
SEPTEMBER 12, 2013**

**PRESENT:** Julie Ellis, Carol Ott, Gretchen Lowe, Jeffrey Miller, Lillian Nolan, Rachelle Lancaster

**ABSENT:** Julia Nelson, Maria Joseph

**STAFF:** Dan Williams, Executive Director; Nicholas Tank, Bureau Assistant; and other  
Department Staff

**CALL TO ORDER**

Gretchen Lowe , ViceChair, called the meeting to order at 8:03 a.m. A quorum of six (6) members was present.

**ADOPTION OF AGENDA**

**MOTION:** Rachelle Lancaster moved, seconded by Lillian Nolan, to adopt the agenda as published. Motion carried unanimously.

**REPORT OF PRACTICE COMMITTEE**

**COMMITTEE MOTION:** Lillian Nolan moved, seconded by Jeffrey Miller, to adopt Position Statements 13, 14 as modified, 15, and 17. Motion carried unanimously.

**COMMITTEE MOTION:** Jeffrey Miller moved, seconded by Lillian Nolan, to remove Position Statements 18 and 19. 19 will be revised and reconsidered at the next Board of Nursing meeting. Motion carried unanimously.

**COMMITTEE MOTION:** Lillian Nolan moved, seconded by Jeffrey Miller, to have DSPS Staff forward any received practice questions to the Chair of the Practice Committee starting in September 2013 and progressing to February 2014. Motion carried unanimously.

**MOTION:** Julie Ellis moved, for the adoption of the Practice Committee's recommendations. Motion carried unanimously.

## **REPORT OF EDUCATION AND LICENSURE COMMITTEE**

**COMMITTEE MOTION:** Rachelle Lancaster moved, seconded by Julie Ellis, to recognize the appearance of Dr. Susan Bonis, Greg Brandner, Peter Pavone to address the Board on behalf of Bryant and Stratton. Motion carried unanimously.

**COMMITTEE MOTION:** Julie Ellis moved, seconded by Rachelle Lancaster, to requests that Bryant and Stratton continue to refine the decision making document submitted for the September meeting to include evidence of clear authority for development implementation and evaluation of the program by the EA including decision making on admission and progression policy and curriculum. Motion carried unanimously.

**COMMITTEE MOTION:** Julie Ellis moved, seconded by Rachelle Lancaster, to recognize the appearance of Elizabeth Markham and Joan Neave to address the Board on behalf of Herzing College – Brookfield/Kenosha. Motion carried unanimously.

**COMMITTEE MOTION:** Rachelle Lancaster moved, seconded by Julie Ellis, to approve Herzing College – Brookfield/Kenosha's bachelor nursing program. Motion carried unanimously.

**COMMITTEE MOTION:** Rachelle Lancaster moved, seconded by Julie Ellis, to recognize the appearance of Kay Tupala to address the Board on behalf of Northeast Wisconsin Technical College. Motion carried unanimously.

**COMMITTEE MOTION:** Rachelle Lancaster moved, seconded by Julie Ellis, to table Northeast Wisconsin Technical College's request for authorization to admit students for their Paramedic-to-ADN Program. The Board requests more refined syllabi to be resubmitted to the Board by the next Board meeting and that the updated 1114 Form be included. Motion carried unanimously.

**COMMITTEE MOTION:** Rachelle Lancaster moved, seconded by Julie Ellis, to recognize the appearance of Bill Hartman to address the Board on behalf of Rasmussen College Ocala School of Nursing. Motion carried unanimously.

**COMMITTEE MOTION:** Rachelle Lancaster moved, seconded by Julie Ellis, to table the approval of Rasmussen College Ocala School of Nursing pending EAB approval. Motion carried unanimously.

**COMMITTEE MOTION:** Julie Ellis moved, seconded by Rachelle Lancaster, to recognize the appearance of Sally Lundeen, Kim Litwack, Aaron Brower to address the Board on behalf of University of Wisconsin-Milwaukee. Motion carried unanimously.

**COMMITTEE MOTION:** Rachelle Lancaster moved, seconded by Julie Ellis, to approve University of Wisconsin-Milwaukee's request for program change ADN-to-BSN Completion (Flexible Options) Program. Motion carried unanimously.

**COMMITTEE MOTION:** Rachelle Lancaster moved, seconded by Julie Ellis, to commit the board to a 5 minute break starting at 10:10 A.M. and ending at 10:15 A.M. Motion carried unanimously.

**COMMITTEE MOTION:** Rachelle Lancaster moved, seconded by Julie Ellis, to include two Nurse Educators and DSPS Staff to visit the site for the purposes of a Site Survey. Motion carried unanimously.

**MOTION:** Carol Ott moved, for the adoption of the Education and Licensure Committee's recommendations. Motion Carried unanimously.

#### **APPROVAL OF MINUTES OF AUGUST 8, 2013**

**MOTION:** Julie Ellis moved, seconded by Rachelle Lancaster, to approve the minutes of August 8, 2013 as published. Motion carried unanimously.

#### **ADMINISTRATIVE MATTERS**

**MOTION:** Jeffrey Miller moved, seconded by Rachelle Lancaster, that Jeffrey Miller, Julia Nelson, and Lillian Nolan be appointed to the Screening Panel for October. Motion carried unanimously.

#### **LEGISLATION/ADMINISTRATIVE RULE MATTERS**

**MOTION:** Julie Ellis moved, seconded by Rachelle Lancaster, that the Legislative Committee reviews the possibility of amendments to N 8. Motion carried unanimously.

**MOTION:** Rachelle Lancaster moved, seconded by Carol Ott, to inform the Deans of the Schools of Nursing in Wisconsin on the potential change in N441 related to job readiness and taking NCLEX prior to graduation. The letter from NCSBN, the Pro and Con Strategy document related to job readiness, will be included in the notification to the Deans. Motion carried unanimously.

**MOTION:** Rachelle Lancaster moved, seconded by Julie Ellis, recommends the DSPS to wait until after the next Board of Nursing meeting to provide the Board of Nursing an opportunity to draft a written position related to the Job Readiness Initiative as it relates to Nursing. Motion carried unanimously.

**MOTION:** Carol Ott moved, seconded by Lillian Nolan, that the Board of Nursing will seek Legislative support to amend 440.15 and 440.03 to make an exception and to require finger printing as a requirement for licensure or endorsement for nurses. Motion carried unanimously.

### **SPEAKING ENGAGEMENT REQUEST**

**MOTION:** Carol Ott moved, seconded by Lillian Nolan, to designate Rachelle Lancaster to attend the ANEW meeting to represent the Board of Nursing related N1, various rule changes, the Jobs Initiative, the state of the simulation and the state of the Transition to Practice study and the state of the NCSBN Study. Motion carried unanimously.

### **CLOSED SESSION**

**MOTION:** Lillian Nolan moved, seconded by Jeffrey Miller, to convene to closed session pursuant to Wisconsin State statutes 19.85(1)(a)(b)(f) and (g) for the purpose of conducting appearances, reviewing monitoring requests, requests for licensure, deliberate on stipulations, administrative warnings, proposed decisions and orders, consulting with Legal Counsel and Division of Legal Services and Compliance case status reports. Gretchen Lowe read the language of the motion. The vote of each member was ascertained by voice vote. Roll Call Vote: Rachelle Lancaster-yes; Gretchen Lowe-yes; Julie Ellis-yes; Lillian Nolan-yes; Jeffrey Miller-yes; and Carol Ott-yes. Motion carried unanimously.

The Board convened into Closed Session at 12:00 p.m.

### **DELIBERATION OF PROPOSED FINAL DECISIONS AND ORDERS**

*Jeffrey Miller left the meeting at 3:45 P.M. and returned via telephone at 4:10 P.M.*

**MOTION:** Rachelle Lancaster moved, seconded by Lillian Nolan, to adopt the Findings of Fact, Conclusions of Law, Stipulation and Order in case number 13 NUR 205 and 13 NUR 443 Lindsay F. Mohrbacher, and 13 NUR 110 Kristy L. Reese Motion carried unanimously by 2/3rds vote of the board.

**MOTION:** Lillian Nolan moved, seconded by Rachelle Lancaster, to table the Findings of Fact, Conclusions of Law, Stipulation and Order in the matter of disciplinary proceedings against 12 NUR 607 and 13 NUR 300 Jessica L. Bergum. Motion carried unanimously.

**MOTION:** Lillian Nolan moved, seconded by Rachelle Lancaster, to adopt the Findings of Fact, Conclusions of Law, Stipulation and Order in case number 12 NUR 384 Jose M. Botello, 12, NUR 384 Marie A. Kvalheim, 12 NUR 472 Robert C Black, 12 NUR 513 Bobbi J. Lange Fogle, 12 NUR 544 Danielle E. Hanson, 13 NUR 056 Marilyn A. Freund, 13 NUR 058 Sandra Olson, 13 NUR 109 Naomi J. Laser, 13 NUR 277 Karen E. Jester, and 13 NUR 312 Susan K. Schafer. Motion carried unanimously.

### **CREDENTIALING RECONSIDERATION**

#### **Mark T. Keller; 13 NUR 406 – Denial Reconsideration**

**MOTION:** Jeffrey Miller moved, seconded by Carol Ott, to rescind the denial and grant the right to sit for examination. If applicant has passed the examination he will be granted a license when all other requirements have been met. Motion carried unanimously.

#### **Brian M. Holzhauer; 13 NUR 418 – Denial Reconsideration**

**MOTION:** Lillian Nolan moved, seconded by Rachelle Lancaster, to rescind the denial and grant the right to sit for examination. Motion carried unanimously.

### **CREDENTIALING MATTERS**

#### **Angela Palesse – R.N. Licensure by Examination Application**

**MOTION:** Rachelle Lancaster moved, seconded by Carol Ott, to grant Angela Palesse's request to sit for examination once all other requirements are met. Motion carried unanimously.

#### **Christopher Williams – R.N. Licensure by Examination Application**

**MOTION:** Rachelle Lancaster moved, seconded by Carol Ott, to grant Christopher Williams' request to sit for examination once all other requirements are met. Motion carried unanimously.

#### **David Wolk – R.N. Licensure by Examination Application**

**MOTION:** Rachelle Lancaster moved, seconded by Carol Ott, to table David Wolk's request to sit for examination pending receipt of further information. The Board will reconsider his request upon receipt of additional information. Motion carried unanimously.

**Jay Reiners – L.P.N. Licensure by Examination Application**

**MOTION:** Rachelle Lancaster moved, seconded by Lillian Nolan, to grant Jay Reiners' request to sit for examination once all other requirements are met. Motion carried unanimously.

**Mylea Wirkus – R.N. Licensure by Examination Application**

**MOTION:** Julie Ellis moved, seconded by Rachelle Lancaster, to grant Mylea Wirkus' request to sit for examination once all other requirements are met. Motion carried unanimously.

**Whitney Lemke – R.N. Licensure by Examination Application**

**MOTION:** Rachelle Lancaster moved, seconded by Carol Ott, to grant Whitney Lemke's request to sit for examination once all other requirements are met. Motion carried unanimously.

**MONITORING**

**Jennifer Flegel, R.N. – Requesting Reinstatement**

**MOTION:** Rachelle Lancaster moved, seconded by Jeffrey Miller, to deny the request of Jennifer Flegel for full reinstatement of her license to practice Nursing.  
**REASON FOR DENIAL:** Board is seeking an established pattern of sobriety which may require evidence up to 5 years as anticipated by the original order. Motion carried unanimously.

**MOTION:** Rachelle Lancaster moved, seconded by Jeffrey Miller, to grant removal of work reports, direct supervision, and decrease drug screens to 14 urine samples and one hair sample per year. Motion carried unanimously.

**Angela M. Leonard, R.N. – Requesting Termination of Direct Supervision Requirement**

**MOTION:** Julie Ellis moved, seconded by Rachelle Lancaster, to grant full licensure to Angela M. Leonard. Motion carried unanimously.

**Cathy Butterbrodt-Oines – Requesting Reinstatement**

**MOTION:** Jeffrey Miller moved, seconded by Lillian Nolan, to grant the request of Cathy Butterbrodt-Oines for reinstatement of her license to practice Nursing. Motion carried unanimously.

**Susan Chen, R.N. – Requesting Reinstatement**

**MOTION:** Lillian Nolan moved, seconded by Rachelle Lancaster, to grant the request of Susan Chen for reinstatement of her license to practice Nursing. Motion carried unanimously.

**Randy Cornell, R.N. – Requesting Termination of Therapy**

**MOTION:** Jeffrey Miller moved, seconded by Rachelle Lancaster, to grant the request of Randy Cornell for termination of therapy. Motion carried unanimously.

**Elizabeth Forward, R.N. – Requesting Reduction in Frequency of Screens and Number of AA/NA Meetings**

**MOTION:** Jeffrey Miller moved, seconded by Rachelle Lancaster, to grant the request of Elizabeth Forward for reduction in frequency of screens to 14 urine samples per year and one hair sample per year. The Board denies the request to reduce the number of AA/NA meetings. **REASON FOR DENIAL:** Due to termination of therapy respondent will require the ongoing support of AA to prevent relapse. Motion carried unanimously.

**Diane Hollick, R.N. – Requesting Termination of Therapy or Reinstatement**

**MOTION:** Carol Ott moved, seconded by Rachelle Lancaster, to grant the request of Diane Hollick for termination of therapy. Motion carried unanimously.

**Kathleen Lemke, APNP. – Requesting Reinstatement**

**MOTION:** Carol Ott moved, seconded by Rachelle Lancaster, to grant the request of Kathleen Lemke for reinstatement of her license to practice Nursing. Motion carried unanimously.

**Julie Lewis, R.N. – Requesting Reinstatement**

**MOTION:** Jeffrey Miller moved, seconded by Rachelle Lancaster, to deny the request of Julie Lewis for reinstatement of her license to practice Nursing. **REASON FOR DENIAL:** The Board of Nursing requires a Fitness to Practice by a board approved psychiatrist. Motion carried unanimously.

**Judi Signe Olson, R.N. – Requesting Reinstatement**

**MOTION:** Julie Ellis moved, seconded by Carol Ott, to deny the request of Judi Signe Olson for reinstatement of her license to practice Nursing. **REASON FOR DENIAL:** Unsatisfactory Work Report. Motion carried unanimously.

**Daniel Peters, R.N. – Requesting Stay of Suspension**

**MOTION:** Carol Ott moved, seconded by Lillian Nolan, to grant the request of Daniel Peters for Stay of Suspension. Motion carried unanimously.

**Kelly Schleusener, R.N. – Requesting Suspension of Screens or Reduction in Frequency of Screens**

**MOTION:** Jeffrey Miller moved, seconded by Rachelle Lancaster, to grant the request of Kelly Schleusener for reduction of screens to 14 urine samples and one hair sample a year. Motion carried unanimously.

**Jeanne Weingart, R.N. – Requesting Stay of Suspension**

**MOTION:** Rachelle Lancaster moved, seconded by Carol Ott, to grant the request of Jeanne Weingart for Stay of Suspension. Pursuant to the original order, she will be granted a limited license requiring direct supervision and work reports for a minimum of two years with opportunity to petition the board for full reinstatement after two years. As part of the direct supervision, a copy of the original order dated July 21, 2011 and the order granting the stay shall be provided to any direct supervisor. Motion carried unanimously.

**ADMINISTRATIVE WARNINGS**

**MOTION:** Rachelle Lancaster moved, seconded by Carol Ott, to issue an administrative warning for Case Number # 13 NUR 202 (K.M.Y.) and # 13 NUR 206 (A.L.B.). Motion carried unanimously.

**CASE CLOSINGS**

**MOTION:** Rachelle Lancaster moved, seconded by Lillian Nolan, to close case number #13 NUR 134 (C.B.) for Prosecutorial Discretion (P1) Motion carried unanimously.

**MOTION:** Jeffrey Miller moved, seconded by Lillian Nolan, to close case number# 13 NUR 308 (C.C.) for No Violation (NV). Motion carried unanimously.

**MOTION:** Lillian Nolan moved, seconded by Carol Ott, to close case number # 12 NUR 597 (only respondent (A.N.) for Insufficient Evidence (IE). Motion carried unanimously.

**RECONVENE TO OPEN SESSION**

**MOTION:** Rachelle Lancaster moved, seconded by Carol Ott, to reconvene into open session. Motion carried unanimously.

The Board reconvened into Open Session at 4:40 p.m.



## **VOTING ON ITEMS CONSIDERED OR DELIBERATED ON IN CLOSED SESSION**

**MOTION:** Rachelle Lancaster moved, seconded by Carol Ott, to affirm all motions made in closed session. Motion carried unanimously.

*Lillian Nolan left the meeting at 4:45 P.M.*

## **REPORT OF LEGISLATION AND RULES COMMITTEE**

**COMMITTEE MOTION:** Rachelle Lancaster moved, seconded by Jeffrey Miller, to table all items for the Legislation and Rules Committee other than agenda item (F) for the next Board of Nursing Meeting. Motion carried unanimously.

**COMMITTEE MOTION:** Rachelle Lancaster moved, seconded by Jeffrey Miller, to be able to share with the ANEW group that the focus of the rewrite of N1 be on pre-licensure programs only. Motion carried unanimously.

**MOTION:** Jeffrey Miller moved, for the adoption of the Legislation and Rules Committee's recommendations. Motion Carried unanimously.

## **BOARD STRATEGIC PLANNING AND ITS MISSION, VISION, AND VALUES**

**MOTION:** Rachelle Lancaster moved, seconded by Jeffrey Miller, to requests DSPS Staff to research the state of the science on relapse potentials and amount of time for sobriety to be attained and what the surrounding states impairment order lengths of time are and supporting research by the December 2013 Board of Nursing meeting. The Board contact will be Jeffrey Miller. Motion carried unanimously.

## **ADJOURNMENT**

**MOTION:** Carol Ott moved, seconded by Rachelle Lancaster, to adjourn the meeting. Motion carried unanimously.

The meeting adjourned at 4:59 p.m.